

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ENCANA OIL & GAS (USA), INC.,	)	
Plaintiff,	)	
	)	No. 1:12-cv-369
-v-	)	
	)	Honorable Paul L. Maloney
ZAREMBA FAMILY FARMS, INC., et al.,	)	
Defendants.	)	
_____	)	

**PARTIAL AMENDED JUDGMENT**

The Court has resolved all pending motions and claims involving Encana Oil & Gas, Walter Zaremba, and Zaremba Family Farms. Defendant Zaremba Group filed a Notice of Bankruptcy, which has stayed any matters against it.

The Sixth Circuit Court of Appeals having concluded that Plaintiff is entitled to judgment as a matter of law on its breach of contract claim, Defendants Walter Zaremba and Zaremba Family Farms must return \$1.8 million of the \$2 million earnest money. Finding no reason for delay, in the Court's discretion, **JUDGMENT ENTERS** under Rule 54(b) for all claims between these three parties. And, Plaintiff Encana is entitled to prejudgment interest consistent with the contemporaneously issued order.

**IT IS SO ORDERED.**

Date: October 26, 2018

/s/ Paul L. Maloney  
Paul L. Maloney  
United States District Judge